IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.8.2007

CORAM

THE HON'BLE MR.JUSTICE P.D. DINAKARAN
AND
THE HON'BLE MR.JUSTICE R.REGUPATHI

Habeas Corpus Petition No.1201 of 2007

Saridha ... Petitioner

vs.

1. The State of Tamil Nadu,
rep.by its Superintendent of Police,
Salem District.

2. The Sub Inspector of Police,
Karumanthurai Police Station,
Salem District.

3. Theerthan ... Respondents

Petition under Article 226 of the Constitution of India praying for a writ of Habeas Corpus as stated therein.

For Petitioner : No appearance
For Respondents : Mr.N.R.Elango,A.P.P.for R1 and R2

O R D E R

(The order of the Court was made by P.D. DINAKARAN, J.)

There is no appearance on behalf of the petitioner.

2. This habeas corpus petition is filed to direct the respondents to produce body of the petitioner's husband, namely, Dhanapal before this Court and set him at liberty.

3. The detenu is the husband of the petitioner. Even though the petitioner complaints that the detenu is under the illegal custody of the 3rd respondent and seeks habeas corpus, the detenu, who appeared before us denies such an allegation and submits that he had, on his own volition, left to Bangalore, seeking employment. He further submits that he wants to join with his wife, namely, the petitioner.

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4. In view of the above statement of the detenu, we do not see any merit in this habeas corpus petition and hence the same is dismissed.

msk

Sd/
Asst. Registrar

/true copy/

Sub Asst.Registrar

To

1. The Superintendent of Police,
   Salem District.

2. The Sub Inspector of Police,
   Karumanthurai Police Station,
   Salem District.

3. The Public Prosecutor,High Court, Madras.

AKR (co)
sg 4/9/07

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